



*United States Attorney
Eastern District of New York*

DMB:AEG
F.#2009R01125

271 Cadman Plaza East
Brooklyn, New York 11201

September 18, 2010

By ECF and Electronic Mail

David S. Smith, Esq.
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Uniondale, New York 11556

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350 Broadway
Suite 700
New York, New York 10013

Re: United States v. Kiond Jones et al.
Criminal Docket No. 09-395 (S-1)(FB)

Dear Counsel:

Enclosed please find proposed stipulations concerning the defendants' state court plea allocutions discussed at yesterday's status conference. The government would agree to use these stipulations at trial in lieu of transcripts of the defendants' pleas and to refrain from introducing or referring in the presence of the jury to the fact that the defendants were convicted. Regardless of whether the transcripts or stipulations are used, the government intends to call as witnesses the officers who arrested the defendants, as noted at the status conference.

Very truly yours,

LORETTA E. LYNCH
UNITED STATES ATTORNEY

By: /s/
Seth D. DuCharme
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Enclosures

cc: Clerk of the Court (FB) (by ECF)